

Remarks

The objection to Claim 4 has been addressed by changing the reference to "claims 1" to "claim 1" and by adding a period at the end of the claim.

Applicant requests reconsideration of the rejection of Claims 1-3 under 35 USC §112 for failure to recite the inclusion of polyribonucleosinic polyribocytidylic acid. The claims are fully operative. In order to expedite prosecution, applicant is also presenting new claims which parallel original claims 1-4 but recite the entire process, including additional steps which would have been known, at the time the application was filed, to those of skill in the art, having been disclosed in the Levy patent (U.S. 4,349,538) issued on September 14, 1982.

With respect to the rejections under the second paragraph of 35 USC §112, applicant is amending claims 1 and 2 to delete all of the terms to which the Examiner has objected except the term "at least". Applicant submits that the term "at least" is not ambiguous as used, and requests reconsideration.

Claim 4 has been amended to obviate the need for antecedent basis.

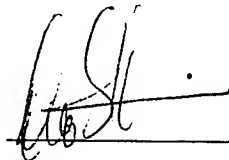
With respect to the rejection of the pending claims as obvious under 35 USC §103 in light of the Levy patent, Applicant draws attention to a significant difference between the claimed process and that described in Levy. The Levy process involves "mixing" the components "slowly", which Levy defines as over the course of 30 minutes (see Example 2) which (as Levy indicates)

results in a precipitate which must then be dissolved by "stirring" over the course of 2 to 3 days. The claimed process involves "mixing" very slowly, over the course of at least 4 days. Using this process, the precipitate which is problematic in Levy does not appear (or is greatly reduced). The claimed process also produces the unexpected results demonstrated in Figures 2 and 3.

All of the stated grounds of objection and rejection have been properly traversed, accommodated or rendered moot. Applicant therefore respectfully requests that the examiner reconsider all outstanding objections and rejections and that they be withdrawn. Applicant believes that a full and complete reply has been made to the outstanding Office action and the application is in condition for allowance. Should the Examiner believe that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Favorable action is solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Max Stul Oppenheimer', is written over a horizontal line.

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